

SECOND REGULAR SESSION
HOUSE COMMITTEE SUBSTITUTE FOR
SENATE COMMITTEE SUBSTITUTE FOR
SENATE BILL NO. 1172
94TH GENERAL ASSEMBLY

Reported from the Special Committee on General Laws May 6, 2008 with recommendation that House Committee Substitute for Senate Committee Substitute for Senate Bill No. 1172 Do Pass. Referred to the Committee on Rules pursuant to Rule 25(21)(f).

D. ADAM CRUMBLISS, Chief Clerk

5212L.04C

AN ACT

To repeal sections 537.294, 571.010, 571.020, and 571.101, RSMo, and to enact in lieu thereof eight new sections relating to weapons, with penalty provisions.

Be it enacted by the General Assembly of the state of Missouri, as follows:

Section A. Sections 537.294, 571.010, 571.020, and 571.101, RSMo, are repealed and eight new sections enacted in lieu thereof, to be known as sections 537.294, 537.355, 571.010, 571.014, 571.020, 571.072, 571.093, and 571.101, to read as follows:

537.294. 1. As used in this section, the [term] **following terms shall mean:**

(1) "Firearm range" [means] , any rifle, pistol, silhouette, skeet, trap, blackpowder or other similar range in this state used for discharging firearms in a sporting event or for practice or instruction in the use of a firearm, or for the testing of a firearm;

(2) "Hunting preserve", any hunting preserve or licensed shooting area operating under a permit granted by the Missouri department of conservation.

2. All owners **and authorized users** of firearm ranges [in existence on August 13, 1988,] shall be immune from any criminal **and civil** liability arising out of or as a consequence of noise or sound emission resulting from the [normal] use of any such firearm range. Owners **and users** of such firearm ranges shall not be subject to any **civil action in tort or subject to any action** for public or private nuisance or trespass and no court in this state shall enjoin the use or operation of such firearm ranges on the basis of noise or sound emission resulting from

EXPLANATION — Matter enclosed in bold-faced brackets [thus] in the above bill is not enacted and is intended to be omitted from the law. Matter in **bold-face** type in the above bill is proposed language.

13 the [normal] use of any such firearm range. [The term "normal use" of a firearm range, as used
14 in this subsection, means the average level of use of the firearm range during the twelve months
15 preceding August 13, 1988] **Any actions by a court in this state to enjoin the use or
16 operation of such firearm ranges and any damages awarded or imposed by a court, or
17 assessed by a jury, in this state against any owner or user of such firearm ranges for
18 nuisance or trespass are null and void.**

19 3. [All owners of firearms ranges placed in operation after August 13, 1988, shall be
20 immune from any criminal liability and shall not be subject to any action for public or private
21 nuisance or trespass arising out of or as a consequence of noise or sound emission resulting from
22 the normal use of any such firearm range, if such firearm range conforms to any one of the
23 following requirements:

24 (1) Any area from which any firearm may be properly discharged is at least one
25 thousand yards from any occupied permanent dwelling on adjacent property;

26 (2) Any area from which any rifle or pistol may be properly discharged is enclosed by
27 a permanent building or structure that absorbs or contains the sound energy escaping from the
28 muzzle of firearms in use; or

29 (3) If the firearm range is situated on land otherwise subject to land use zoning, the
30 firearm range is in compliance with the requirements of the zoning authority regarding the sound
31 deflection or absorbent baffles, barriers, or other sound emission control requirements] **All
32 owners and authorized users of existing hunting preserves or areas that are designated as
33 hunting preserves after the effective date of this section shall be immune from any criminal
34 and civil liability arising out of or as a consequence of noise or sound emission resulting
35 from the normal use of any such hunting preserve. Owners or authorized users of such
36 hunting preserves shall not be subject to any action for public or private nuisance or
37 trespass, and no court in this state shall enjoin the use or operation of such hunting
38 preserves on the basis of noise or sound emission resulting from normal use of any such
39 hunting preserve.**

40 4. Notwithstanding any other provision of law to the contrary, nothing in this
41 section shall be construed to limit civil liability for compensatory damage arising from
42 physical injury to another human, physical injury to tangible personal property, or
43 physical injury to fixtures or structures placed on real property.

**537.355. An owner of land who either directly or indirectly invites or permits
2 without charge any person to use such property for hunting or fishing purposes or other
3 recreational purpose, including but not limited to, any aircraft or ultralight vehicle
4 activity, does not thereby:**

5 (1) Confer upon such person the legal status of an invitee or licensee and owes to
6 such person only the duty of care as is owed to a trespasser under the law;

7 **(2) Without the failure to exercise just ordinary care, assume responsibility for or**
8 **incur liability for any injury to persons or property caused by an act or omission of such**
9 **persons while hunting or fishing or engaging in other recreational activities, such as**
10 **operating aircraft or ultralight vehicles;**

11 **(3) Without the failure to exercise just ordinary care, assume responsibility for or**
12 **incur liability for any injury to persons or property, wherever such persons or property**
13 **are located, caused while hunting or fishing or engaging in other recreational activities,**
14 **such as operating aircraft or ultralight vehicles.**

571.010. As used in this chapter, **the following terms shall mean:**

2 (1) "Antique, curio or relic firearm" [means] , any firearm so defined by the National
3 Gun Control Act, 18 U.S.C. Title 26, Section 5845, and the United States Treasury/Bureau of
4 Alcohol Tobacco and Firearms, 27 CFR Section 178.11:

5 (a) Antique firearm is any firearm not designed or redesigned for using rim fire or
6 conventional center fire ignition with fixed ammunition and manufactured in or before 1898,
7 said ammunition not being manufactured any longer; this includes any matchlock, wheel lock,
8 flintlock, percussion cap or similar type ignition system, or replica thereof;

9 (b) Curio or relic firearm is any firearm deriving value as a collectible weapon due to
10 its unique design, ignition system, operation or at least fifty years old, associated with a
11 historical event, renown personage or major war;

12 (2) "Blackjack" [means] , any instrument that is designed or adapted for the purpose of
13 stunning or inflicting physical injury by striking a person, and which is readily capable of lethal
14 use;

15 (3) **"Blasting agent", any material or mixture, consisting of fuel and oxidizer that**
16 **is intended for blasting, but not otherwise defined as an explosive under this section,**
17 **provided that the finished product, as mixed for use of shipment, cannot be detonated by**
18 **means of a numbered 8 test blasting cap when unconfined;**

19 (4) "Concealable firearm" [means] , any firearm with a barrel less than sixteen inches
20 in length, measured from the face of the bolt or standing breech;

21 [(4)] (5) "Deface" [means] , to alter or destroy the manufacturer's or importer's serial
22 number or any other distinguishing number or identification mark;

23 (6) **"Detonator", any device containing a detonating charge that is used for**
24 **initiating detonation in an explosive, including but not limited to, electric blasting caps of**
25 **instantaneous and delay types, non-electric blasting caps for use with safety fuse or shock**
26 **tube and detonating-cord delay connectors;**

27 [(5)] (7) "Explosive weapon" [means] , any explosive, incendiary, or poison gas bomb
28 or similar device designed or adapted for the purpose of inflicting death, serious physical injury,
29 or substantial property damage; or any device designed or adapted for delivering or shooting

30 such a weapon. **For the purposes of this subdivision, the term "explosive" shall mean any**
31 **chemical compound mixture or device, the primary or common purpose of which is to**
32 **function by explosion, including but not limited to, dynamite and other high explosives,**
33 **pellet powder, initiating explosives, detonators, safety fuses, squibs, detonating cords,**
34 **igniter cords, and igniters or blasting agents;**

35 [(6)] (8) "Firearm" [means] , any weapon that is designed or adapted to expel a
36 projectile by the action of an explosive;

37 [(7)] (9) "Firearm silencer" [means] , any instrument, attachment, or appliance that is
38 designed or adapted to muffle the noise made by the firing of any firearm;

39 [(8)] (10) "Gas gun" [means] , any gas ejection device, weapon, cartridge, container or
40 contrivance other than a gas bomb, that is designed or adapted for the purpose of ejecting any
41 poison gas that will cause death or serious physical injury, but not any device that ejects a
42 repellant or temporary incapacitating substance;

43 [(9)] (11) "Intoxicated" [means] , substantially impaired mental or physical capacity
44 resulting from introduction of any substance into the body;

45 [(10)] (12) "Knife" [means] , any dagger, dirk, stiletto, or bladed hand instrument that
46 is readily capable of inflicting serious physical injury or death by cutting or stabbing a person.
47 For purposes of this chapter, "knife" does not include any ordinary pocketknife with no blade
48 more than four inches in length;

49 [(11)] (13) "Knuckles" [means] , any instrument that consists of finger rings or guards
50 made of a hard substance that is designed or adapted for the purpose of inflicting serious
51 physical injury or death by striking a person with a fist enclosed in the knuckles;

52 [(12)] (14) "Machine gun" [means] , any firearm that is capable of firing more than one
53 shot automatically, without manual reloading, by a single function of the trigger;

54 [(13)] (15) "Projectile weapon" [means] , any bow, crossbow, pellet gun, slingshot or
55 other weapon that is not a firearm, which is capable of expelling a projectile that could inflict
56 serious physical injury or death by striking or piercing a person;

57 [(14)] (16) "Rifle" [means] , any firearm designed or adapted to be fired from the
58 shoulder and to use the energy of the explosive in a fixed metallic cartridge to fire a projectile
59 through a rifled bore by a single function of the trigger;

60 [(15)] (17) "Short barrel" [means] , a barrel length of less than sixteen inches for a rifle
61 and eighteen inches for a shotgun, both measured from the face of the bolt or standing breech,
62 or an overall rifle or shotgun length of less than twenty-six inches;

63 [(16)] (18) "Shotgun" [means] , any firearm designed or adapted to be fired from the
64 shoulder and to use the energy of the explosive in a fixed shotgun shell to fire a number of shot
65 or a single projectile through a smooth bore barrel by a single function of the trigger;

66 [(17)] (19) "Spring gun" [means] , any fused, timed or nonmanually controlled trap or
67 device designed or adapted to set off an explosion for the purpose of inflicting serious physical
68 injury or death;

69 [(18)] (20) "Switchblade knife" [means] , any knife which has a blade that folds or
70 closes into the handle or sheath, and:

71 (a) That opens automatically by pressure applied to a button or other device located on
72 the handle; or

73 (b) That opens or releases from the handle or sheath by the force of gravity or by the
74 application of centrifugal force.

**571.014. 1. A person commits the crime of unlawful refusal to transfer by denying
2 sale of a firearm to a non-licensee, who is otherwise not prohibited from possessing a
3 firearm under state or federal law, solely on the basis that the non-licensee purchased a
4 firearm that was later the subject of a trace request by law enforcement.**

5 **2. Violation of subsection 1 of this section shall be a class A misdemeanor.**

6 **3. Notwithstanding any other provision of law to the contrary, no federal firearms
7 dealer licensed under 18 U.S.C. Section 923 who engages in the sale of firearms within this
8 state shall fail or refuse to complete the sale of a firearm to a customer in every case in
9 which the sale is authorized by federal law.**

10 **4. The provisions of this section shall not apply to any individual federal firearms
11 license holder, his agents, or employees to the extent they chose in their individual
12 judgment to not complete the sale or transfer of a firearm for articulable reasons specific
13 to that transaction, so long as those reasons are not based on the race, gender, religion,
14 creed of the buyer.**

571.020. 1. A person commits a crime if such person knowingly possesses,
2 manufactures, transports, repairs, or sells:

3 (1) An explosive weapon;

4 (2) An explosive, incendiary or poison substance or material with the purpose to possess,
5 manufacture or sell an explosive weapon;

6 (3) A machine gun;

7 (4) A gas gun;

8 (5) A short barreled rifle or shotgun;

9 (6) A firearm silencer;

10 (7) A switchblade knife;

11 (8) A bullet or projectile which explodes or detonates upon impact because of an
12 independent explosive charge after having been shot from a firearm; or

13 (9) Knuckles.

14 2. A person does not commit a crime pursuant to this section if his conduct:

- 15 (1) Was incident to the performance of official duty by the armed forces, national guard,
16 a governmental law enforcement agency, or a penal institution; or
17 (2) Was incident to engaging in a lawful commercial or business transaction with an
18 organization enumerated in subdivision (1) of this section; or
19 (3) Was incident to using an explosive weapon in a manner reasonably related to a
20 lawful industrial or commercial enterprise; or
21 (4) Was incident to displaying the weapon in a public museum or exhibition; or
22 (5) Was incident to dealing with the weapon solely as a curio, ornament, or keepsake,
23 or to using it in a manner reasonably related to a lawful dramatic performance; but if the weapon
24 is a type described in subdivision (1)[,] or (4) [or (6)] of subsection 1 of this section it must be
25 in such a nonfunctioning condition that it cannot readily be made operable. No short barreled
26 rifle, short barreled shotgun, [or] machine gun, **or firearm silencer** may be possessed,
27 manufactured, transported, repaired or sold as a curio, ornament, or keepsake, unless such person
28 is an importer, manufacturer, dealer, or collector licensed by the Secretary of the Treasury
29 pursuant to the Gun Control Act of 1968, U.S.C., Title 18, or unless such firearm is an "antique
30 firearm" as defined in subsection 3 of section 571.080, or unless such firearm has been
31 designated a "collectors item" by the Secretary of the Treasury pursuant to the U.S.C., Title 26,
32 Section 5845(a).
33 3. A crime pursuant to subdivision (1), (2), (3), (4), (5) or (6) of subsection 1 of this
34 section is a class C felony; a crime pursuant to subdivision (7), (8) or (9) of subsection 1 of this
35 section is a class A misdemeanor.

- 571.072. 1. A person commits the crime of unlawful possession of an explosive
2 weapon if he or she has any explosive weapon in his or her possession and:**
3 **(1) He or she has pled guilty to or has been convicted of a dangerous felony, as**
4 **defined in section 556.061, RSMo, or of an attempt to commit a dangerous felony, or of a**
5 **crime under the laws of any state or of the United States which, if committed within this**
6 **state, would be a dangerous felony, or confined therefor in this state or elsewhere during**
7 **the five-year period immediately preceding the date of such possession; or**
8 **(2) He or she is a fugitive from justice, is habitually in an intoxicated or drugged**
9 **condition, or is currently adjudged mentally incompetent.**
10 **2. This section shall not apply to any individual who handles or possesses an**
11 **explosive weapon in the course of his or her employment for a legally licensed handler of**
12 **explosives.**
13 **3. Unlawful possession of an explosive weapon is a class C felony.**

- 571.093. If any sheriff retains records of permits to obtain concealable firearms
2 issued under former section 571.090, as repealed by senate bills nos. 62 and 41 of the**
3 **ninety-fourth general assembly, then such records shall be closed to the public. No such**

4 **record shall be made available for any purpose whatsoever unless its disclosure is**
5 **mandated by a valid court order relating to a criminal investigation.**

571.101. 1. All applicants for concealed carry endorsements issued pursuant to
2 subsection 7 of this section must satisfy the requirements of sections 571.101 to 571.121. If the
3 said applicant can show qualification as provided by sections 571.101 to 571.121, the county or
4 city sheriff shall issue a certificate of qualification for a concealed carry endorsement. Upon
5 receipt of such certificate, the certificate holder shall apply for a driver's license or nondriver's
6 license with the director of revenue in order to obtain a concealed carry endorsement. Any
7 person who has been issued a concealed carry endorsement on a driver's license or nondriver's
8 license and such endorsement or license has not been suspended, revoked, canceled, or denied
9 may carry concealed firearms on or about his or her person or within a vehicle. A concealed
10 carry endorsement shall be valid for a period of three years from the date of issuance or renewal.
11 The concealed carry endorsement is valid throughout this state.

12 2. A certificate of qualification for a concealed carry endorsement issued pursuant to
13 subsection 7 of this section shall be issued by the sheriff or his or her designee of the county or
14 city in which the applicant resides, if the applicant:

15 (1) Is at least twenty-three years of age, is a citizen of the United States and either:

16 (a) Has [resided] **assumed residency** in this state [for at least six months]; or

17 (b) Is a member of the armed forces stationed in Missouri, or the spouse of such member
18 of the military;

19 (2) Has not pled guilty to or entered a plea of nolo contendere or been convicted of a
20 crime punishable by imprisonment for a term exceeding one year under the laws of any state or
21 of the United States other than a crime classified as a misdemeanor under the laws of any state
22 and punishable by a term of imprisonment of one year or less that does not involve an explosive
23 weapon, firearm, firearm silencer or gas gun;

24 (3) Has not been convicted of, pled guilty to or entered a plea of nolo contendere to one
25 or more misdemeanor offenses involving crimes of violence within a five-year period
26 immediately preceding application for a certificate of qualification for a concealed carry
27 endorsement or if the applicant has not been convicted of two or more misdemeanor offenses
28 involving driving while under the influence of intoxicating liquor or drugs or the possession or
29 abuse of a controlled substance within a five-year period immediately preceding application for
30 a certificate of qualification for a concealed carry endorsement;

31 (4) Is not a fugitive from justice or currently charged in an information or indictment
32 with the commission of a crime punishable by imprisonment for a term exceeding one year
33 under the laws of any state of the United States other than a crime classified as a misdemeanor
34 under the laws of any state and punishable by a term of imprisonment of two years or less that
35 does not involve an explosive weapon, firearm, firearm silencer, or gas gun;

36 (5) Has not been discharged under dishonorable conditions from the United States armed
37 forces;

38 (6) Has not engaged in a pattern of behavior, documented in public records, that causes
39 the sheriff to have a reasonable belief that the applicant presents a danger to himself or others;

40 (7) Is not adjudged mentally incompetent at the time of application or for five years prior
41 to application, or has not been committed to a mental health facility, as defined in section
42 632.005, RSMo, or a similar institution located in another state following a hearing at which the
43 defendant was represented by counsel or a representative;

44 (8) Submits a completed application for a certificate of qualification as defined in
45 subsection 3 of this section;

46 (9) Submits an affidavit attesting that the applicant complies with the concealed carry
47 safety training requirement pursuant to subsections 1 and 2 of section 571.111;

48 (10) Is not the respondent of a valid full order of protection which is still in effect.

49 3. The application for a certificate of qualification for a concealed carry endorsement
50 issued by the sheriff of the county of the applicant's residence shall contain only the following
51 information:

52 (1) The applicant's name, address, telephone number, gender, and date and place of
53 birth;

54 (2) An affirmation that the applicant [is a resident of the state of Missouri and has been
55 a resident thereof for the last six months] **has assumed residency in Missouri** or is a member
56 of the armed forces stationed in Missouri or the spouse of such a member of the armed forces
57 and is a citizen of the United States;

58 (3) An affirmation that the applicant is at least twenty-three years of age;

59 (4) An affirmation that the applicant has not pled guilty to or been convicted of a crime
60 punishable by imprisonment for a term exceeding one year under the laws of any state or of the
61 United States other than a crime classified as a misdemeanor under the laws of any state and
62 punishable by a term of imprisonment of one year or less that does not involve an explosive
63 weapon, firearm, firearm silencer, or gas gun;

64 (5) An affirmation that the applicant has not been convicted of, pled guilty to, or entered
65 a plea of nolo contendere to one or more misdemeanor offenses involving crimes of violence
66 within a five-year period immediately preceding application for a certificate of qualification to
67 obtain a concealed carry endorsement or if the applicant has not been convicted of two or more
68 misdemeanor offenses involving driving while under the influence of intoxicating liquor or
69 drugs or the possession or abuse of a controlled substance within a five-year period immediately
70 preceding application for a certificate of qualification to obtain a concealed carry endorsement;

71 (6) An affirmation that the applicant is not a fugitive from justice or currently charged
72 in an information or indictment with the commission of a crime punishable by imprisonment for

73 a term exceeding one year under the laws of any state or of the United States other than a crime
74 classified as a misdemeanor under the laws of any state and punishable by a term of
75 imprisonment of two years or less that does not involve an explosive weapon, firearm, firearm
76 silencer or gas gun;

77 (7) An affirmation that the applicant has not been discharged under dishonorable
78 conditions from the United States armed forces;

79 (8) An affirmation that the applicant is not adjudged mentally incompetent at the time
80 of application or for five years prior to application, or has not been committed to a mental health
81 facility, as defined in section 632.005, RSMo, or a similar institution located in another state,
82 except that a person whose release or discharge from a facility in this state pursuant to chapter
83 632, RSMo, or a similar discharge from a facility in another state, occurred more than five years
84 ago without subsequent recommitment may apply;

85 (9) An affirmation that the applicant has received firearms safety training that meets the
86 standards of applicant firearms safety training defined in subsection 1 or 2 of section 571.111;

87 (10) An affirmation that the applicant, to the applicant's best knowledge and belief, is
88 not the respondent of a valid full order of protection which is still in effect; and

89 (11) A conspicuous warning that false statements made by the applicant will result in
90 prosecution for perjury pursuant to the laws of the state of Missouri.

91 4. An application for a certificate of qualification for a concealed carry endorsement
92 shall be made to the sheriff of the county or any city not within a county in which the applicant
93 resides. An application shall be filed in writing, signed under oath and under the penalties of
94 perjury, and shall state whether the applicant complies with each of the requirements specified
95 in subsection 2 of this section. In addition to the completed application, the applicant for a
96 certificate of qualification for a concealed carry endorsement must also submit the following:

97 (1) A photocopy of a firearms safety training certificate of completion or other evidence
98 of completion of a firearms safety training course that meets the standards established in
99 subsection 1 or 2 of section 571.111; and

100 (2) A nonrefundable certificate of qualification fee as provided by subsection 10 or 11
101 of this section.

102 5. Before an application for a certificate of qualification for a concealed carry
103 endorsement is approved, the sheriff shall make only such inquiries as he or she deems necessary
104 into the accuracy of the statements made in the application. The sheriff may require that the
105 applicant display a Missouri driver's license or nondriver's license or military identification and
106 orders showing the person being stationed in Missouri. In order to determine the applicant's
107 suitability for a certificate of qualification for a concealed carry endorsement, the applicant shall
108 be fingerprinted. The sheriff shall request a criminal background check through the appropriate
109 law enforcement agency within three working days after submission of the properly completed

110 application for a certificate of qualification for a concealed carry endorsement. If no
111 disqualifying record is identified by the fingerprint check at the state level, the fingerprints shall
112 be forwarded to the Federal Bureau of Investigation for a national criminal history record check.
113 Upon receipt of the completed background check, the sheriff shall issue a certificate of
114 qualification for a concealed carry endorsement within three working days. The sheriff shall
115 issue the certificate within forty-five calendar days if the criminal background check has not
116 been received, provided that the sheriff shall revoke any such certificate and endorsement within
117 twenty-four hours of receipt of any background check that results in a disqualifying record, and
118 shall notify the department of revenue.

119 6. The sheriff may refuse to approve an application for a certificate of qualification for
120 a concealed carry endorsement if he or she determines that any of the requirements specified in
121 subsection 2 of this section have not been met, or if he or she has a substantial and demonstrable
122 reason to believe that the applicant has rendered a false statement regarding any of the
123 provisions of sections 571.101 to 571.121. If the applicant is found to be ineligible, the sheriff
124 is required to deny the application, and notify the applicant in writing, stating the grounds for
125 denial and informing the applicant of the right to submit, within thirty days, any additional
126 documentation relating to the grounds of the denial. Upon receiving any additional
127 documentation, the sheriff shall reconsider his or her decision and inform the applicant within
128 thirty days of the result of the reconsideration. The applicant shall further be informed in writing
129 of the right to appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114. After
130 two additional reviews and denials by the sheriff, the person submitting the application shall
131 appeal the denial pursuant to subsections 2, 3, 4, and 5 of section 571.114.

132 7. If the application is approved, the sheriff shall issue a certificate of qualification for
133 a concealed carry endorsement to the applicant within a period not to exceed three working days
134 after his or her approval of the application. The applicant shall sign the certificate of
135 qualification in the presence of the sheriff or his or her designee and shall within seven days of
136 receipt of the certificate of qualification take the certificate of qualification to the department of
137 revenue. Upon verification of the certificate of qualification and completion of a driver's license
138 or nondriver's license application pursuant to chapter 302, RSMo, the director of revenue shall
139 issue a new driver's license or nondriver's license with an endorsement which identifies that the
140 applicant has received a certificate of qualification to carry concealed weapons issued pursuant
141 to sections 571.101 to 571.121 if the applicant is otherwise qualified to receive such driver's
142 license or nondriver's license. The requirements for the director of revenue to issue a concealed
143 carry endorsement pursuant to this subsection shall not be effective until July 1, 2004, and the
144 certificate of qualification issued by a county sheriff pursuant to subsection 1 of this section shall
145 allow the person issued such certificate to carry a concealed weapon pursuant to the
146 requirements of subsection 1 of section 571.107 in lieu of the concealed carry endorsement

147 issued by the director of revenue from October 11, 2003, until the concealed carry endorsement
148 is issued by the director of revenue on or after July 1, 2004, unless such certificate of
149 qualification has been suspended or revoked for cause.

150 8. The sheriff shall keep a record of all applications for a certificate of qualification for
151 a concealed carry endorsement and his or her action thereon. The sheriff shall report the
152 issuance of a certificate of qualification to the Missouri uniform law enforcement system. All
153 information on any such certificate that is protected information on any driver's or nondriver's
154 license shall have the same personal protection for purposes of sections 571.101 to 571.121. An
155 applicant's status as a holder of a certificate of qualification or a concealed carry endorsement
156 shall not be public information and shall be considered personal protected information. Any
157 person who violates the provisions of this subsection by disclosing protected information shall
158 be guilty of a class A misdemeanor.

159 9. Information regarding any holder of a certificate of qualification or a concealed carry
160 endorsement is a closed record.

161 10. For processing an application for a certificate of qualification for a concealed carry
162 endorsement pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a
163 nonrefundable fee not to exceed one hundred dollars which shall be paid to the treasury of the
164 county to the credit of the sheriff's revolving fund.

165 11. For processing a renewal for a certificate of qualification for a concealed carry
166 endorsement pursuant to sections 571.101 to 571.121, the sheriff in each county shall charge a
167 nonrefundable fee not to exceed fifty dollars which shall be paid to the treasury of the county
168 to the credit of the sheriff's revolving fund.

169 12. For the purposes of sections 571.101 to 571.121, the term "sheriff" shall include the
170 sheriff of any county or city not within a county or his or her designee and in counties of the first
171 classification the sheriff may designate the chief of police of any city, town, or municipality
172 within such county.

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